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9 Attorneys for Plaintiff
10 KIMBERLY FRAZIER

11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**

13 KIMBERLY FRAZIER,

14 Plaintiff,

15 vs.

16 ROBERTO G. RAMIREZ D/B/A
17 GUTIERREZ OUTLET STORE; and
18 DOES 1 to 10,

19 Defendants.

20 **Case No.: 2:24-cv-06294-MRA (MAAx)**

21 **Request for Entry of Default (as to
22 Defendant ROBERTO G. RAMIREZ
23 D/B/A GUTIERREZ OUTLET STORE)**

24 TO: THE CLERK OF THE ABOVE-ENTITLED COURT

25 Plaintiff KIMBERLY FRAZIER hereby requests that the Clerk of the above-
26 entitled Court enter default in this matter against Defendant ROBERTO G. RAMIREZ
27 D/B/A GUTIERREZ OUTLET STORE ("Defendant") on the ground that said Defendant
28 has failed to appear or otherwise respond to the Complaint within the time prescribed by
the Federal Rules of Civil Procedure. Plaintiff served the Complaint on Defendant as
evidenced by the proof of service of summons on file.

Dated: October 29, 2024

SO. CAL. EQUAL ACCESS GROUP

By: /s/ Jason J. Kim
Jason J. Kim, Esq.
Attorneys for Plaintiff

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KIMBERLY FRAZIER

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

KIMBERLY FRAZIER,

Plaintiff,

VS.

ROBERTO G. RAMIREZ D/B/A
GUTIERREZ OUTLET STORE; and
DOES 1 to 10.

Defendants.

Case No.: 2:24-cv-06294-MRA (MAAx)

**Declaration of Jason J. Kim re: Request
for Entry of Default (as to Defendant
ROBERTO G. RAMIREZ D/B/A
GUTIERREZ OUTLET STORE)**

1. I, the undersigned, am an attorney licensed to practice law by the State Bar of California and admitted to the Central District of California. I am the attorney of record for the Plaintiff KIMBERLY FRAZIER (“Plaintiff”) and, in that capacity, I am familiar with this matter.

2. Federal Rule of Civil Procedure Rule 55(a) provides that “[w]hen a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party’s default.”

3. We have received no answer or other responsive pleading to the Complaint that was served on Defendant ROBERTO G. RAMIREZ D/B/A GUTIERREZ OUTLET STORE.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: October 29, 2024

SO. CAL. EQUAL ACCESS GROUP

By: /s/ Jason J. Kim
Jason J. Kim, Esq.
Attorneys for Plaintiff

1 PROOF OF SERVICE
2

3 I, Mike Jun, am a resident of the United States and of the county aforesaid; I am over the age of eighteen years
4 and not a party to the within entitled action; my address is
5

6 101 S. Western Avenue
7 Second Floor
8 Los Angeles, California 90004
9

10 On October 29, 2024, I served the foregoing document by placing the true copies thereof enclosed in sealed
11 envelopes addressed as follows:
12

13 ROBERTO G. RAMIREZ
14 D/B/A GUTIERREZ OUTLET STORE
15 5317 S Vermont Ave.
16 Los Angeles, CA 90037
17

18 DOCUMENT(S): **Request for Entry of Default (as to Defendant ROBERTO G. RAMIREZ D/B/A
19 GUTIERREZ OUTLET STORE); Declaration of Jason J. Kim Re: Request for Entry of Default (as to
Defendant ROBERTO G. RAMIREZ D/B/A GUTIERREZ OUTLET STORE)**

20 (X) BY U.S. POSTAL MAIL: I am “readily familiar” with the firm’s practice of collection and processing
21 correspondence and processing correspondence for mailing. Under that practice it would be deposited
22 with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles,
California in the ordinary course of business.
23
() BY PERSONAL SERVICE: I delivered a true copy of the foregoing document(s) in a sealed envelope by
24 hand to the above addressee(s).
25
() BY FACSIMILE: I caused said document(s) to be transmitted by facsimile to the address(es) set forth
26 above during normal business hours. Said transmission was verified as complete and without error.
27
() BY OVERNIGHT DELIVERY / FEDEX EXPRESS: I caused said envelope(s) to be sent overnight
28 delivery by FedEx Express to the address(es) set forth above.
29
() ONLY BY ELECTRONIC TRANSMISSION: Only by e-mailing the document(s) to the persons at the e-
30 mail address(es) listed. This is necessitated during the Coronavirus (Covid-19) pandemic because this
31 office may be working remotely, not able to send physical mail as usual, and is therefore using only
32 electronic mail. No electronic message or other indication that the transmission was unsuccessful was
33 received within a reasonable time after the transmission.

34 I declare under penalty of perjury, under the laws of the State of California, that the foregoing is
35 true and correct.
36

37 Executed on October 29, 2024, at Los Angeles, California.
38

